

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

HOMELAND INSURANCE COMPANY OF NEW YORK,)	Case No. 15-CV-31-ABJ
)	
)	
Plaintiff,)	
)	
vs.)	
)	
SCOTT J. GOLDSTEIN, as the Personal Injury Trustee for the Personal Injury Trust of Powell Valley Healthcare, Inc., et al.,)	
)	
Defendants)	
)	
and)	
)	
SCOTT J. GOLDSTEIN, as the Personal Injury Trustee for the Personal Injury Trust of Powell Valley Healthcare, Inc., et al.,)	
)	
Counterclaimant,)	
)	
vs.)	
)	
LEXINGTON INSURANCE COMPANY,)	
)	
Counterclaim-Defendant,)	
)	
and)	
)	
SCOTT J. GOLDSTEIN, as the Personal Injury Trustee for the Personal Injury Trust of Powell Valley Healthcare, Inc., et al.,)	
)	
Crossclaimant,)	
)	
vs.)	
)	
LEXINGTON INSURANCE COMPANY,)	
)	
Crossclaim-Defendant.)	

**JOINT MOTION TO DISMISS ALL CLAIMS OF PLAINTIFF HOMELAND
INSURANCE COMPANY OF NEW YORK AND OF DEFENDANT AND
COUNTERCLAIMANT SCOTT J. GOLDSTEIN, AS THE PERSONAL INJURY
TRUSTEE FOR THE PERSONAL INJURY TRUST OF POWELL VALLEY
HEALTHCARE, INC., et al., AGAINST EACH OTHER, WITH PREJUDICE AND TO
AMEND THE CASE CAPTION**

COME NOW Plaintiff Homeland Insurance Company of New York (“Homeland”) and Defendant and Counterclaimant Scott J. Goldstein, the Personal Injury Trustee of the Personal Injury Trust for Powell Valley Healthcare, Inc., et al. (“Trustee”) (collectively, the “Parties”), by and through their counsel, and hereby move that all claims between Plaintiff Homeland and Defendant and Counterclaimant Trustee be dismissed with prejudice, with each party to bear their own costs and attorneys’ fees.

Because all claims asserted in this matter by and against the Plaintiff are resolved, the Parties hereby also move the Court for an Order amending the case caption so as to identify the Trustee as the proper party Plaintiff, and Counterclaim-Defendant Lexington Insurance Company as the sole remaining Defendant.

Respectfully submitted this 9th day of April, 2020.

s/ Robert A. Krause

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CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of April, 2020, I filed the foregoing with the clerk of the court by using the CM/ECF system, which will send notice of electronic filing to all CM/ECF participants:

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